



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 023533/0130

In re patent application of
P. HERMONAT *et al.*

Group Art Unit: 1633

Serial No. 09/693,908

Examiner: B. Puri

Filed: October 23, 2000

For: ADENO-ASSOCIATED VIRUS AAV REP78 MAJOR REGULATORY PROTEIN
MUTANTS THEREOF AND USES THEREOF

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1/17/02
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JAN 17 2002
TECH CENTER 1600/2900

**RESPONSE TO COMMUNICATION AND SUBMISSION IN
ACCORDANCE WITH 37 C.F.R. §§ 1.821-1.825**

Commissioner for Patents
Washington, D.C. 20231
Box SEQUENCE

Sir:

This communication is responsive to the Communication dated December 14, 2001, concerning the above-referenced patent application. We believe no fee is due. However, should such a request or any fee be deficient or absent, consider this paragraph such a request and authorization to charge the appropriate fee under 37 C.F.R. §§ 1.16 to 1.18 to Account No. 19-0741. Please amend the application as follows:

In the Specification:

On page 8, delete the last full paragraph, and replace this paragraph with the following in accordance with 37 CFR §1.121. A marked up version showing changes is attached:

a) The present invention further is directed to a regulatable element to which AAV Rep78 binds and controls, and a regulatable promoter containing this sequence that preferably includes nucleotides 14-56 as shown in Figure 2 (SEQ ID NO:4).

On page 9, delete the second full paragraph, and replace this paragraph with the following in accordance with 37 CFR §1.121. A marked up version showing changes is attached: